

**Small Business Regulator Fairness Board
Small Business Impact Statement**

Date: February 17, 2015

Rule Number: 12 CSR 10-24.330 Delegation of Authority to Third-Party Testers to Conduct Skills Tests of Applicants for Commercial Drivers Licenses

Name of Agency Preparing Statement: Missouri Department of Revenue

Name of Person Preparing Statement: Jackie Bemboom, Director
Motor Vehicle and Driver Licensing Division

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Name of Person Approving Statement: Nia Ray
Director
Missouri Department of Revenue

Please describe the methods your agency considered or used to reduce the impact on small businesses (*examples: consolidation, simplification, differing compliance, differing reporting requirements, less stringent deadlines, performance rather than design standards, exemption, or any other mitigating technique*).

The director proposes to amend this rule to stay in substantial compliance with federal regulations that govern third-party testing, and to simplify the rule by removing outdated forms.

Please explain how your agency has involved small businesses in the development of the proposed amendment.

The Driver License Bureau did not contact any small retail businesses regarding the amendment of this proposed amendment.

Please list the probable monetary costs and benefits to your agency and any other agencies affected. Please include the estimated total amount your agency expects to collect from additionally imposed fees and how the moneys will be used.

This proposed amendment will require third-party testers to initiate and maintain a security bond that would be sufficient to pay for re-testing drivers in the event that the third-party tester or one or more of its examiners is involved in fraudulent activities related to conducting the skills test.

Please describe small businesses that will be required to comply with the proposed amendment and how they may be adversely affected.

Third-party testers will be required to comply. This proposed amendment may adversely affect their ability to test their own employees to obtain a commercial driver license.

Please list direct and indirect costs (in dollars amounts) associated with compliance.

Direct cost for security bond and to purchase test tablets:

- Third-party testers will maintain a security bond based on how many test given annually. Estimated annual fee for all testers = \$60,000.
 - Less than 50 tests per year = \$10,000 (Based on an estimated fee of 10% on a \$25,000 bond = \$2,500. X 4 testers = \$10,000).
 - More than 50 tests per year = \$50,000 (Based on an estimated fee of 10% on a \$50,000 bond = \$5,000. X 10 testers = \$50,000).
- Test tablets to submit test results electronically estimated one time cost = \$64,000.
 - Estimate 20 tablets at \$3,200 each = \$64,000.

Please list types of business that will be directly affected by, bear the cost of, or directly benefit from the proposed rule.

The Missouri Department of Revenue, the Missouri State Highway Patrol, and Third-Party Testers.

Does the proposed rule include provisions that are more stringent than those mandated by comparable or related federal, state, or county standards?

Yes___ No_X__

If yes, please explain the reason for imposing a more stringent standard.